

AMENDED IN SENATE JULY 1, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1315**

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**Introduced by Assembly Member John A. Pérez**

February 22, 2013

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An act to amend Sections 14012~~and, 14022, 15002, and 15003~~ of the Unemployment Insurance Code, relating to ~~job training~~ *workforce development*.

LEGISLATIVE COUNSEL'S DIGEST

AB 1315, as amended, John A. Pérez. California Green Collar Jobs Act of 2008: Green Collar Jobs Council.

Existing law establishes the California Workforce Investment Board and ~~determines the qualifications for its membership. Existing law~~ requires the board to establish a *special* committee known as the Green Collar Jobs Council, comprised of ~~specified members appropriate representatives of the board and other appropriate members~~. Existing law ~~requires the council to perform certain functions and duties, including the development of a strategic initiative, authorizes the council to consult with other state agencies, other higher education representatives, local workforce investment boards, industry representatives, and philanthropic, nongovernmental, and environmental groups, as appropriate, in the development of a strategic initiative~~ relating to the training and development of a skilled workforce to meet the needs of California's emerging green economy. *Existing law requires the board to participate in the development of various budget materials in order to ensure consistency with the strategic initiative. Existing law requires the board to annually report to the Legislature on, among*

*other things, the council's development and implementation of the strategic initiative.*

This bill would add the Speaker of the Assembly and the President Pro Tempore of the Senate as members of the ~~California Workforce Investment Board~~ and the Green Collar Jobs Council. *The bill would instead authorize the council membership to include representatives from other state agencies, higher education, local workforce investment boards, industry representatives, and philanthropic, nongovernmental, and environmental groups, as appropriate. The bill would eliminate the council's requirement to develop a strategic initiative and would require the council to develop and annually update a common framework consisting of specified elements to address workforce needs arising from changes in the energy, building and construction, transportation, and other industries impacted by state policies to reduce greenhouse gas emissions. The bill would require the council to submit the common framework and annual updates to the board for review and further action. The bill would authorize specified state entities to work with the council on the development of the common framework. The bill would require the board to participate in the development of various budget materials in order to ensure consistency with common framework. The bill would require the board to annually report to the Legislature on, among other things, the development of the common framework for workforce development. The bill would also correct an erroneous cross-reference.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 14012 of the Unemployment Insurance
- 2 Code is amended to read:
- 3 14012. The board shall be appointed by the Governor to assist
- 4 in the development of the State Workforce Investment Plan and
- 5 to carry out other functions, as described in Section ~~14103~~ 14013.
- 6 The board shall be comprised of the Governor and representatives
- 7 from the following categories:
- 8 (a) (1) The Speaker of the Assembly and the President Pro
- 9 Tempore of the Senate.
- 10 (2) Two members of each house of the Legislature, appointed
- 11 by the appropriate presiding officer of each house.

1 (b) A majority of board members shall be representatives of  
2 business who:

3 (1) Are owners of small and large businesses, chief executives  
4 or operating officers of small and large businesses, and other small  
5 and large business executives or employers with optimum  
6 policymaking or hiring authority, including members of local  
7 workforce investment boards.

8 (2) Represent businesses with employment opportunities that  
9 reflect the employment opportunities of the state.

10 (3) Are appointed from a group of individuals nominated by  
11 state business organizations and business trade associations.

12 (c) Chief elected officials representing both cities and counties,  
13 where appropriate.

14 (d) Representatives of labor organizations that are appointed to  
15 the board by the Governor shall have been nominated by state  
16 labor federations. At least 15 percent of board members shall be  
17 representatives of labor organizations.

18 (e) Representatives of individuals and organizations that have  
19 experience with regard to youth activities.

20 (f) Representatives of individuals and organizations that have  
21 experience and expertise in the delivery of workforce investment  
22 activities, including the Chancellor of the California Community  
23 Colleges, representatives of school districts, and representatives  
24 of community-based organizations within the state.

25 (g) The lead state agency officials with responsibility for the  
26 programs, services, or activities that are mandatory participants in  
27 the one-stop system, or, where there are no lead state agency  
28 officials responsible for those programs, services, or activities, a  
29 representative with expertise relating to those programs, services,  
30 or activities.

31 (h) Any other representatives and state agency officials as the  
32 Governor may designate, such as the state agency officials  
33 responsible for economic development and juvenile justice  
34 programs in the state.

35 (i) Members of the board that represent organizations, agencies,  
36 or other entities shall be individuals with optimum policymaking  
37 authority within those organizations, agencies, or entities.

38 (j) In making appointments to the board, the Governor shall  
39 consider the ethnic, race, gender, and geographic distribution of  
40 the state's population, and members of the board shall represent

1 diverse regions of the state, including urban, rural, and suburban  
2 areas.

3 (k) The Governor may appoint a single member to the board to  
4 represent multiple constituencies on the board.

5 (l) The Governor shall select a chairperson for the board from  
6 the business representatives.

7 *SEC. 2. Section 14022 of the Unemployment Insurance Code*  
8 *is amended to read:*

9 14022. (a) The California Workforce Investment Board, in  
10 coordination with the department, shall participate in the  
11 development of Request for Proposal (RFP) language and the  
12 evaluation of proposals for determining grant allocations of the  
13 funds, as identified in Item 7100-001-0869, Schedule (4) 61.60 -  
14 WIA Removing Barriers for Special Needs Populations for Green  
15 Technology/Green Collar Jobs, and Schedule (2) 61.40 - WIA  
16 Growth Industries for Green Technology/Green Collar Jobs, of  
17 Section 2.00 of the Budget Act of 2009 (Chapter 1 of the Statutes  
18 of the 2009 Third Extraordinary Session), and future budget acts,  
19 to ensure consistency with the ~~green collar strategic initiative~~  
20 *common framework* required to be developed by the Green Collar  
21 Jobs Council pursuant to Section 15002.

22 (b) The board shall also annually prepare and submit to the  
23 Legislature a report containing all of the following information:

24 (1) A list of any funds allocated, or not allocated for the purposes  
25 of subdivision (a), including a statement of the reasons for any  
26 such action.

27 (2) The name of each grant recipient, and the amount allocated  
28 to the recipient.

29 ~~SEC. 2.~~

30 *SEC. 3. Section 15002 of the Unemployment Insurance Code*  
31 *is amended to read:*

32 15002. (a) The California Workforce Investment Board  
33 (CWIB) shall establish a special committee known as the Green  
34 Collar Jobs Council (GCJC), comprised of the appropriate  
35 representatives from the CWIB existing membership, including  
36 the K-12 representative, the California Community Colleges  
37 representative, the Business, Transportation and Housing Agency  
38 representative, the Employment Development Department  
39 representative, the Speaker of the Assembly or his or her designated  
40 representative, the President pro Tempore of the Senate or his or

her designated representative, and other appropriate members. The GCJC may ~~consult with~~ *also include representatives from* other state agencies, other higher education representatives, local workforce investment boards, ~~and organized labor,~~ industry representatives as well as philanthropic, nongovernmental, and environmental groups, *and other representatives, as appropriate,* ~~in the development of a strategic initiative. To the extent private funds are available, it is the intent of the Legislature that the GCJC will develop an annual award for outstanding achievement for workforce training programs operated by local or state agencies, businesses, or nongovernment organizations to be named after Parrish R. Collins. appropriate.~~

(b) ~~As part of the strategic initiative, the~~ The GCJC shall focus on developing the *common* framework, funding, strategies, programs, policies, partnerships, and opportunities necessary to address the growing need for a highly skilled and well-trained workforce to meet the needs of California's emerging green economy. The GCJC shall do all of the following:

(1) Assist in identifying and linking green collar job opportunities with workforce development training opportunities in local workforce investment areas (LWIAs), encouraging regional collaboration among LWIAs to meet regional economic demands.

(2) Align workforce development activities with regional economic recovery and growth strategies.

(3) Develop public, private, philanthropic, and nongovernmental partnerships to build and expand the state's workforce development programs, network, and infrastructure.

(4) Provide policy guidance for job training programs for the clean and green technology sectors to help them prepare specific populations, such as at-risk youth, displaced workers, veterans, formerly incarcerated individuals, and others facing barriers to employment.

(5) Develop, collect, analyze, and distribute statewide and regional labor market data on California's new and emerging green industries workforce needs, trends, and job growth.

(6) Collaborate with community colleges and other educational institutions, ~~registered state-approved~~ apprenticeship programs, business and labor organizations, and community-based and philanthropic organizations to align workforce development services with strategies for regional economic growth.

(7) Identify funding resources and make recommendations on how to expand and leverage these funds.

(8) Foster regional collaboratives in the green economic sector.

*(c) To the extent private funds are available, it is the intent of the Legislature that the GCJC will develop an annual award for outstanding achievement for workforce training programs operated by local or state agencies, businesses, or nongovernment organizations to be named after Parrish R. Collins.*

~~(e)~~

*(d) The CWIB may accept any revenues, moneys, grants, goods, or services from federal and state entities, philanthropic organizations, and other sources, to be used for purposes relating to the administration and implementation of the strategic initiative, as activities described in subdivision (b) and (c). The CWIB shall also ensure the highest level of transparency and accountability and make information available on the CWIB Internet Web site.*

~~(d)~~

*(e) Upon appropriation by the Legislature, the department may expend the moneys and revenues received pursuant to subdivision (e)—(d) for purposes related to the administration and implementation of the strategic initiative, activities described in subdivisions (b) and (c) and for the award of workforce training grants implementing the strategic initiative. grants.*

*(f) (1) Under the purview of the CWIB, the GCJC shall develop and annually update a common framework to address workforce needs arising from changes in the energy, building and construction, transportation, and other industries impacted by state policies to reduce greenhouse gas emissions.*

*(2) The GCJC shall submit the common framework and annual updates to the CWIB for review and further action consistent with Section 14013.*

*(3) The state entities described in paragraph (4) may work with the GCJC to develop the common framework for workforce development.*

*(4) Participating state entities may include the State Air Resources Board, the California Environmental Protection Agency, the Public Utilities Commission, the State Energy Resources Conservation and Development Commission, the Business, Transportation and Housing Agency, the Department of Housing*

1 *and Community Development, the Labor and Workforce*  
2 *Development Agency, the Department of Food and Agriculture,*  
3 *the Office of the Chancellor of the California Community Colleges,*  
4 *the Office of the Superintendent of Public Instruction, and the*  
5 *Governor's Office of Business and Economic Development.*

6 *(5) Representatives from the participating state entities*  
7 *described in paragraph (4) shall be executive level representatives*  
8 *with policymaking authority.*

9 *(6) At minimum, the common framework shall include elements*  
10 *that are critical to good jobs and quality workforce development*  
11 *outcomes, including, but not limited to, all of the following:*

12 *(A) Responsible contractor requirements that ensure good jobs*  
13 *and skilled workers.*

14 *(B) Guidance for connecting disadvantaged communities and*  
15 *other target populations, including veterans, to jobs created by*  
16 *investments to reduced greenhouse gas emissions.*

17 *(C) Workforce standards to ensure high-quality work.*

18 *(D) Mechanisms that ensure training results in industry-valued*  
19 *certificates or credentials, college credit, placements in*  
20 *state-approved apprenticeship programs, and other similar*  
21 *outcomes.*

22 *(E) Guidance for allocating and prioritizing training*  
23 *investments.*

24 *(F) Guidance for tracking and reporting training outcomes.*

25 *(G) Guidance for tracking and reporting job creation, including*  
26 *job quality and geographic and demographic distribution of jobs.*

27 *SEC. 4. Section 15003 of the Unemployment Insurance Code*  
28 *is amended to read:*

29 *15003. (a) ~~On~~(1) Notwithstanding Section 10231.5 of the*  
30 *Government Code, on or before April 1, 2011, and annually each*  
31 *April 1 thereafter, the CWIB shall report to the Legislature on the*  
32 *status of GCJC activities, grants awarded, and its development*  
33 *and implementation of a ~~green workforce strategic initiative~~*  
34 *common framework for workforce development as described in*  
35 *Section 15002.*

36 *(2) A report to the Legislature pursuant to this section shall be*  
37 *submitted in compliance with Section 9795 of the Government*  
38 *Code.*

39 *(b) The GCJC shall also consult with the appropriate state and*  
40 *local agencies to identify opportunities to coordinate the award of*

- 1 grant and green workforce training funds received by the state
- 2 under the federal American Recovery and Reinvestment Act of
- 3 2009 (Public Law 111-5) or any other funding sources.

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